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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
ERIC MICHAEL JAKLITSCH,  
  
Defendant.

CASE NO. 2:22-CR-00015 WBS  
  
AMENDED STIPULATION REGARDING  
EXCLUDABLE TIME PERIODS UNDER SPEEDY  
TRIAL ACT; ORDER  
  
DATE: April 25, 2022  
TIME: 9:00 a.m.  
COURT: Hon. William B. Shubb

**STIPULATION**

1. By previous order, this matter was set for status on April 25, 2022.
2. By this stipulation, the defendant now move to continue the status conference until June 13, 2022 at 9:00 a.m., and to exclude time between April 25, 2022, and June 13, 2022, under Local Code T4.
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case includes over 9,400 pages of law enforcement reports, EDD records, bank records, ID.me records, witness statements, photographs, jail call recordings, and search warrant items. The government is also in the process of producing new discovery that is available to defense counsel for inspection, including additional jail phone call recordings. The government is also still working on extracting data from electronic devices seized from the defendant's apartment. All

1 this discovery has been either produced directly to counsel and/or is available to the defense for  
2 inspection and copying under the current Protective Order.

3 b) Counsel for defendant desire additional time to consult with his client, to review  
4 the current charges, to conduct investigation and research related to the charges, to review  
5 discovery for this matter, to discuss potential resolutions with his client, and to otherwise prepare  
6 for trial.

7 c) Counsel for defendant believes that failure to grant the above-requested  
8 continuance would deny them the reasonable time necessary for effective preparation, taking into  
9 account the exercise of due diligence.

10 d) The government does not object to the continuance.

11 e) Based on the above-stated findings, the ends of justice served by continuing the  
12 case as requested outweigh the interest of the public and the defendant in a trial within the  
13 original date prescribed by the Speedy Trial Act.

14 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
15 et seq., within which trial must commence, the time period of April 25, 2022 to June 13, 2022,  
16 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]  
17 because it results from a continuance granted by the Court at defendant's request on the basis of  
18 the Court's finding that the ends of justice served by taking such action outweigh the best interest  
19 of the public and the defendant in a speedy trial.

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2 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
3 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
4 must commence.

5 IT IS SO STIPULATED.

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8 Dated: April 19, 2022

PHILLIP A. TALBERT  
United States Attorney

9  
10 /s/ ROBERT J. ARTUZ  
ROBERT J. ARTUZ  
Assistant United States Attorney


11  
12 Dated: April 19, 2022

/s/ ALEX KESSEL  
Alex Kessel  
Counsel for Defendant  
ERIC MICHAEL JAKLITSCH

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18 **ORDER**

19 IT IS SO FOUND AND ORDERED.

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21 Dated: April 20, 2022

  
WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE